

490040612PL052207

FILED

115 DEC 28 2006

Doris Arac Sadler
CLERK OF THE MARION CIRCUIT COURT

The Plaintiff, State of Indiana, by Attorney General Steve Carter and Deputy Attorney General Terry Tolliver, petitions the Court, pursuant to the Indiana Deceptive Consumer Sales Act, Indiana Code § 24-5-0.5-1, *et seq.*, for injunctive relief, costs, civil penalties, and other relief.

2. The Defendant, Allen R. Kleiman, individually and doing business as Noveltyworksdegrees.com, is an individual engaged in the sale of forged high school and university diplomas and transcripts to consumers via the Internet from his principal place of business, located in Marion County, at 2049 Alysheba Drive, Indianapolis, Indiana, 46234.

FACTS

3. At all relevant times, the Defendant has maintained an internet website, www.novelyworksdegrees.com, offering for sale to the public a “Fake diploma including complete fake college degree transcripts.”

4. The Defendant, through his website, offers to create diplomas and transcripts for “*Any* University and 45+ majors” and further represents, “. . . what we have for any major is a realistic curricula that includes pre-requisites and general education requirements and credit hour fulfillment.”

5. The Defendant’s website also emphasizes the realism of the documents he distributes, with representations such as “We Create Highly Passable Documents . . . We aim for documents that look REAL not Replicas that may actually lose Quality of Appearance” and “Your fake college degree will truly be realistic looking. All degree documents are complete with authentic stamps & embosser imprints matching the University Standard.”

6. On or about February 14, 2006, an investigator with the Indiana Attorney General’s Office placed an order for a law degree and transcript from the Defendant’s website at a total cost of Fifty-Nine Dollars and Ninety-Five Cents (\$59.95), which was paid.

7. On February 23, 2006, the investigator received a diploma and a transcript from the Defendant, which purported to be a law degree from Indiana University. Attached and incorporated by reference as Exhibit “A” is a true and accurate copy of the diploma and transcript.

8. The diploma created and sold by the Defendant included the Indiana University Seal, the Indiana University Logo, and the forged signature of Dr. Adam Herbert, the President of Indiana University.

9. Indiana University has not authorized the Defendant to use the Indiana University Seal, the Indiana University logo, or Dr. Adam Herbert's signature on the diploma.

COUNT I – VIOLATIONS OF THE DECEPTIVE CONSUMER SALES ACT

10. The Plaintiff realleges and incorporates by reference the allegations contained in paragraphs 1 through 9 above.

11. The transaction referred to in paragraph 6 is a "consumer transaction" as defined by Ind. Code § 24-5-0.5-2(a)(1).

12. The Defendant is a "supplier" as defined by Ind. Code § 24-5-0.5-2(a)(3).

13. The Defendant's manufacture and sale of a purported Indiana University diploma and transcript to the Indiana Attorney General's Office, when the Defendant knew or reasonably should have known he had not received approval to sell the diploma and transcript, is a violation of the Indiana Deceptive Consumer Sales Act, Ind. Code § 24-5-0.5-3(a)(1).

14. By manufacturing and creating university diplomas and transcripts, including but not limited to the purported Indiana University diploma and transcript referenced in paragraphs 7 and 8 above, which are designed to give the appearance of being authentic, the Defendant represents that the subject of a consumer transaction has benefits and characteristics which he knows or should reasonably know it does not have, in violation of Ind. Code § 24-5-0.5-3(a)(1), and that the subject of a consumer

transaction is of a particular standard or quality which it is not, and which the Defendant knows or should reasonably know it is not, in violation of Ind. Code § 24-5-0.5-3(a)(2).

**COUNT II – KNOWING AND INTENTIONAL VIOLATIONS OF
THE DECEPTIVE CONSUMER SALES ACT**

15. The Plaintiff realleges and incorporates by reference the allegations contained in paragraphs 1 through 14 above.

16. The misrepresentations and deceptive acts set forth above were committed by the Defendant with the knowledge and intent to deceive.

RELIEF

WHEREFORE, the Plaintiff, State of Indiana, requests the Court enter judgment against the Defendant, Allen R. Kleiman, individually and doing business as Noveltyworksdegrees.com, for a permanent injunction pursuant to Ind. Code § 24-5-0.5-4(c)(1), enjoining the Defendant from the following:

- a. representing expressly or by implication the subject of a consumer transaction has sponsorship, approval, characteristics, accessories, uses, or benefits it does not have, which the Defendant knows or reasonably should know it does not have; and
- b. representing expressly or by implication the subject of a consumer transaction is of a particular standard or quality, when it is not, and when the Defendant knows or should reasonably know it is not.

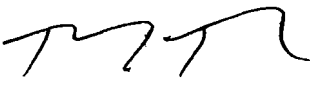
AND WHEREFORE, the Plaintiff, State of Indiana, further requests the Court enter judgment against the Defendant, Allen R. Kleiman, individually and doing business as Noveltyworksdegrees.com, for the following relief:

- a. costs, pursuant to Ind. Code § 24-5-0.5-4(c)(3), awarding the Office of the Attorney General its reasonable expenses incurred in the investigation and prosecution of this action;
- b. on Count II of the Plaintiff's complaint, civil penalties, pursuant to Ind. Code § 24-5-0.5-4(g), for the Defendant's knowing violations of the Deceptive Consumer Sales Act, in the amount of Five Thousand Dollars (\$5,000.00) per violation, payable to the State of Indiana;
- c. on Count II of the Plaintiff's complaint, civil penalties, pursuant to Ind. Code § 24-5-0.5-8, for the Defendant's intentional violations of the Deceptive Consumer Sales Act, in the amount of Five Hundred Dollars (\$500.00) per violation, payable to the State of Indiana; and
- d. all other just and proper relief.

Respectfully submitted,

STEVE CARTER
Indiana Attorney General
Atty. No. 4150-64

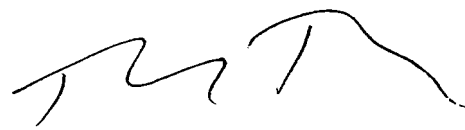
By:


Terry Tolliver
Deputy Attorney General
Atty. No. 22556-49

Office of Attorney General
Indiana Government Center South
302 W. Washington Street, 5th Floor
Indianapolis, IN 46204
Telephone: (317) 233-3300

CERTIFICATE OF SERVICE

The undersigned hereby certifies the Office of the Attorney General personally served a copy of the above Complaint upon the Defendant, Allen R. Kleiman, and a copy of the above Complaint was mailed by United States Mail, first class postage prepaid, to the Defendant, Allen R. Kleiman, 2049 Alysheba Drive, Indianapolis, Indiana, 46234, all on this 21st day of December, 2006.

A handwritten signature in black ink, appearing to read 'Terry Tolliver', written over a horizontal line.

Terry Tolliver

Office of Attorney General
Consumer Protection Division
302 West Washington Street, 5th Floor
Indianapolis, IN 46204
Telephone: (317) 233-330

Indiana University

School of Law

has conferred upon

Kerria Hardwick

the degree of

Juris Doctor

with all the rights and privileges appertaining thereto.

*In witness thereof, this diploma duly signed, with the seal
hereunto affixed, has been issued by the*

Board of Trustees upon recommendation of the Faculty of the University.

Given this 10th day of May, A. D., 2004.

Dr. Adam Herbert

President of the University



Ende Scott Williams

Chairman, Board of Trustees

INDIANA UNIVERSITY

107 S. Indiana Ave. Bloomington, IN 47405-7000
(812) 855 4848

STUDENT: KERRIA HARDWICK
STUDENT ID: <226008>
ADMISSION BASIS:
(U.S. DOE B.A.) APPROVED 12 AUGUST 2001
DEGREE(S) AWARDED:
JURIS DOCTOR
GPA: 3.62 AWARDED: MAY 10, 2004
OFFICIAL ACADEMIC RECORD

RELEASED TO STUDENT<1110538355*81>

COURSE NUMBER	COURSE TITLE	GRADE	CREDIT HRS
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RELEASED TO STUDENT

<<<2001 FALL>>>

LAW-611.	CANON LAW	A	3
LAW-602.	LEGAL THEORY	A	3
LAW-650.	JURISPRUDENCE	A	3
LAW-630.	LITERARY APPRCH. TO LAW	A	3
LAW-601.	ROMAN LAW	A	3

CURRENT EHRS: 15 OPTS: 54 GPA: 4.00

<<<2002 SPRING>>>

LAW-606.	SOCIAL DIVERSITY	A	3
LAW-602.	TORT THEORY	A	3
LAW-706.	THEORIES OF MOTIVATION	A	3
LAW-811	EUROPEAN COMMUNITY LAW	A	3
LAW-802.	INTL BUSINESS ENTERPRISES	A	3

CURRENT EHRS: 15 OPTS: 54 GPA: 4.00

<<<2002 FALL>>>

LAW-711.	INTL TAXATION	A	3
LAW-812.	EUROPEAN COMMUNITY LAW II	B	3
BUS-888.	BUSINESS ETHICS	A	3
LAW-741.	COURTROOM PRESENTATION	A	3

CURRENT EHRS: 12 OPTS: 45 GPA: 3.75

<<<2003 SPRING>>>

LAW-699.	ORGANIZATIONAL DESIGN	B	3
BUS-290.	ORGANIZATIONAL CULTURE AND CHANGE	A	3
BUS-291.	BUSINESS CASE STUDIES: EXP/THEORY	A	3
BUS-294	PERS. BUS AND ENTREPRENURING	A	3
BUS-295.	TAX MANAGEMENT	A	3

CURRENT EHRS: 15 OPTS: 57 GPA: 3.80

<<<NO FURTHER ENTRIES THIS PAGE>>>

TRANSCRIPT IS OFFICIAL AND
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Martin R. Kent
OFFICE OF THE REGISTRAR

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INDIANA UNIVERSITY

107 S. Indiana Ave. Bloomington, IN 47405-7000
(812) 855 4848

STUDENT: KERRIA HARDWICK

STUDENT ID:<226008>

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COURSE NUMBER	COURSE TITLE	GRADE	CREDIT HRS
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<<<2003 FALL>>>

LAW-899.	CIVIL LIBERTIES	B	3
LAW-812.	DISCRIMINATION AND THE LAW	A	3
LAW-707.	CONSTITUTIONAL LAW	A	3

CURRENT EHRS: 09 POINTS: 30 GPA: 3.33

<<<2004 SPRING>>>

LAW-699.	GOVERNMENT LEGISLATION	B	3
LAW-772.	CHILDREN AND THE LAW	A	3
LAW-520.	ABORIGINAL PEOPLES AND THE LAW	A	3
LAW-555.	INTL LEGAL ORDER	B	3
OST-233.	PROF COMMUNICATION SKILLS	A	3

CURRENT EHRS: 15 POINTS: 54 GPA: 3.60

CUM. EHRS 81 POINTS: 294 GPA: 3.62

<<<NO FURTHER ENTRIES>>>

<<<END OF ACADEMIC RECORD>>>

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